

## **MINUTES**

### **MONTANA SENATE 57th LEGISLATURE - REGULAR SESSION FREE CONFERENCE COMMITTEE ON SENATE BILL 432**

**Call to Order:** By **CHAIRMAN JOHN C. BOHLINGER**, on April 19, 2001  
at 10:30 A.M., in Room 422 Capitol.

#### **ROLL CALL**

**Members Present:**

Sen. John C. Bohlinger, Chairman (R)  
Rep. Joe McKenney, Chairman (R)  
Sen. Dan Harrington (D)  
Rep. Jeff Mangan (D)  
Sen. Mike Taylor (R)  
Rep. James Whitaker (R)

**Members Excused:** None.

**Members Absent:** None.

**Staff Present:** Jeanne Forrester, Committee Secretary  
Gordon Higgins, Legislative Branch

**Please Note:** These are summary minutes. Testimony and  
discussion are paraphrased and condensed.

**Committee Business Summary:**  
SB 432, 4/19/2001

#### **HEARING ON SB 432**

**SEN. MIKE TAYLOR** said this bill needs to go back to its original state. He also said when it comes to state owned properties the fair market value must be charged.

**SEN. TAYLOR** said we need to strip the original amendments that were put on by the Free Conference Committee.

**Gordon Higgins** said that was the word from **Greg Petesch** and he had new amendments for this bill **EXHIBIT (frs88sb0432a01)**  
**SB043207.agh.**

**Motion:** REP. JEFF MANGAN moved TO PUT THE PROCUREMENT LANGUAGE BACK IN SB 432.

**Discussion:**

SEN. TAYLOR said he would reject that motion.

SEN. JOE MCKENNEY said that this bill was intended to remove the procurement language and he would reject the motion.

**Vote:** The motion to PUT THE PROCUREMENT LANGUAGE BACK IN SB 432 failed 1-5, with REP. MANGAN voting aye.

**Motion/Vote:** SEN. TAYLOR moved TO STRIP THE AMENDMENTS **EXHIBIT**(frs88sb0432a02) SB043205.agh. Motion carried unanimously.

**Motion/Vote:** SEN. TAYLOR moved that SB 432 BE AMENDED sb043207.agh. Motion carried unanimously.

SEN. TAYLOR wanted to make it clear the constitutionality of building on state owned land. Mr. Higgins said you may not lease an infrastructure built on state owned land at less than fair market value.

**Motion/Vote:** SEN. TAYLOR moved that SB 432 BE ADOPTED AS AMENDED. Motion carried 5-1 with REP. MANGAN voting no.

**ADJOURNMENT**

Adjournment: 10:50 A.M.

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SEN. JOHN C. BOHLINGER, Chairman

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JEANNE FORRESTER, Secretary

JM/JB/JF

**EXHIBIT (frs88sb0432aad)**